

STATE OF ALABAMA }
COUNTY OF SHELBY }

**AMENDMENT
TO
DECLARATION OF RESTRICTIVE COVENANTS
FOR
SPRING GATE SUBDIVISION, SECTOR ONE,
PHASE THREE
AND
SPRING GATE ESTATES, PHASE ONE**

Inst # 1999-07522

02/23/1999-07522
12:08 PM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE

003 CRH 13.50

KNOW ALL MEN BY THESE PRESENTS THAT,

WHEREAS, Minnie G. Acton (herein collectively the "Developer") has previously filed a Declaration of Restrictive Covenants for Spring Gate Subdivision, Sector One, Phase Three and Spring Gate Estates, Phase One, in the Probate Office of Shelby County, Alabama, in Instrument #1995-31515 and in Instrument #1994-36551, respectively in said office (the "original Declaration") for the benefit of certain real property situated in Shelby County, Alabama, which is part of a residential Subdivision known as Spring Gate Subdivision, Sector One, Phase Three and Spring Gate Estates, Phase One, and which is more particularly described in map and survey of Spring Gate Subdivision, Sector One, Phase Three and Spring Gate Estates, Phase One, as recorded in Map Book 20, page 82, and Map Book 19, Page 23, respectively, in the Probate Office of Shelby County, Alabama (the "Property").

WHEREAS, the Developer has sold 85% or more of the Developer's lots and in accordance with and pursuant to Article VII, Paragraph 7.02.

NOW THEREFORE, the Developer does, upon the recording hereof, hereby amend the terms and provisions of the Original Declaration as follows:

ARTICLE I

The Developer hereby amends the Original Declaration in order to change the

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CLAYTON T. SWEENEY, ATTORNEY AT LAW

number of members of the Architectural Review Committee no less than 2 members to not more than 5 members, by amending Article VIII, Paragraph 8.01 of the Original Declaration to read as follows:

A. There will be an Architectural Review Committee consisting of at least 2 members nor more than 5 members. The committee will be elected by a majority of the lot owners. The new Architectural Review Committee shall consist of the following:

Phil Knight - Chairman
118 King Charles Way
Alabaster, AL 35007

Jeff Robinson
100 Spring Place
Alabaster, AL 35007

Jeff Bass
2044 King Charles Place
Alabaster, AL 35007

ARTICLE II

The Developer hereby amends the Original Declaration in order to change to whom plans should be delivered to from Summey Higgins, John Cline or Donald M. Acton to Phil Knight, by amending Article VIII, Paragraph 8.04 of the Original Declaration to read as follows:

E. The plans submitted to the Committee shall be retained by the Committee. Said plans should be delivered to Phil Knight, Chairman, 118 King Charles Way, Alabaster, AL 35007.

ARTICLE III

The Developer hereby reaffirms and restates the terms and provisions of the Original Declaration as amended hereby in their entirety without any change whatsoever. Developer hereby reaffirms and declares that said provisions of the Original Declaration as amended hereby shall run with the land and be binding upon, and shall inure to the benefit of,

the Subject Property and all parties having or acquiring any right, title or interest in and to the Subject Property or any part thereof, and their successors in interest.

ARTICLE IV

The Developer and the other members of the ARC, upon recordation of this document, hereby resign and relinquish all control of the Architectural Review Committee to the above named persons in Article VII hereof.

IN WITNESS WHEREOF, the undersigned, as Developer has caused this Amendment to Declaration of Restrictive Covenants to be executed this 18th day of FEBRUARY, 1999.

DEVELOPER:

Minnie G. Acton
MINNIE G. ACTON

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I, the undersigned, a Notary Public in and for said County in said State hereby certify that Minnie G. Acton, whose name is signed to the foregoing instrument and who is known to me, acknowledged before me on this day, that being informed of the contents of said instrument, she, executed the same voluntarily on the day the same bears date.

Given under my hand and seal this 18th day of February, 1999.

Sumner B. Higgins Jr.
Notary Public
My Commission Expires: _____

NOTARY PUBLIC STATE OF ALABAMA AT LARGE.
MY COMMISSION EXPIRES: Mar. 21, 2001.
BONDED THRU NOTARY PUBLIC UNDERWRITERS.